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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
10/090,563	03/04/2002	Fatih M. Ozluturk	1-2-0115.4US	7126

24374 7590 08/15/2005

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EXAMINER

DAGOSTA, STEPHEN M

ART UNIT

PAPER NUMBER

2683

DATE MAILED: 08/15/2005

Please find below and/or attached an Office communication concerning this application or proceeding.

DETAILED ACTION

Information Disclosure Statement

The information disclosure statement (IDS) submitted on 5-23-2005 is in compliance with the provisions of 37 CFR 1.97. Accordingly, the information disclosure statement is being considered by the examiner.

1. There is a duplicate listed (6,094,585) – the examiner has crossed one out.
2. The examiner notes that all the documents listed in this IDS were reviewed by the examiner except for the Nomura (US 6,628,929) and Black (2004/0110525) references. The examiner believes that the claims of this application are novel over Nomura and Black for the following reason:

- a. Nomura does not explicitly state “combining a plurality of spread spectrum data into a combined signal having a fluctuating power level corresponding to the data signals” and/or “adaptively limits the combined signal power to a calculated level based at least in part of the measured power”.

- b. Black’s filing data does not pre-date the applicant’s Continuation filing date (hence it is not considered prior art). Secondly, Black does not disclose “measuring an average power of the combined signal over a selected time period”.

Conclusion


Any inquiry concerning this communication or earlier communications from the examiner should be directed to Stephen M. D'Agosta whose telephone number is 571-272-7862. The examiner can normally be reached on M-F, 8am to 5pm.

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If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Bill Trost can be reached on 571-272-7872. The fax phone number for the organization where this application or proceeding is assigned is 571-272-8300.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).

Stephen D'Agosta
Primary Examiner
8-8-2005



WILLIAM TROST
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